

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

ESTATE OF TARA O'LEARY, deceased, by  
EILEEN DEVLIN and COLEEN WINTERS, Co-  
Administratrix ad Prosequendum of the  
Estate of Tara O'Leary; ESTATE OF LYDIA  
JOY PERRY, deceased, by VIVIAN KALE and  
JANET FANDEL, Co-Administratrix ad  
Prosequendum of the Estate of Lydia Joy  
Perry,

Plaintiffs,

vs.

DEBRA SLOAN, individually, and as agent,  
servant, and/or employee of the State  
Defendants and/or The ARC of Hunterdon  
County; STATE OF NEW JERSEY; DEPARTMENT  
OF HUMAN SERVICES-DIVISION OF  
DEVELOPMENTAL DISABILITIES; BRIDGET  
GRIMES, individually, and as agent,  
servant, and/or employee of the State  
Defendants; JENNIFER VELEZ,  
individually, and in her capacity as the  
Commissioner of the State Department of  
Human Services; MARION FENWICK,  
individually, and as agent, servant,  
and/or employee of the State Defendants;  
MARGE BRIEGEL, individually, and as  
agent, servant, and/or employee of the  
State Defendants and/or the ARC of  
Hunterdon County; KENNETH RITCHLEY,  
individually, and as agent, servant,  
and/or employee of the State Defendants  
and/or the ARC of Hunterdon County;  
ROBERT HARBOLD, individually, and as  
agent, servant, and/or employee of the  
State Defendants and/or the ARC of  
Hunterdon County; THE ARC OF HUNTERDON  
COUNTY; JOHN & JANE DOES 1 - 50 (said  
names fictitious, real names unknown),  
individually, and as policymakers,  
management, supervisors, agents,  
servants, and/or employees of the State  
Defendants, The ARC of Hunterdon County,  
or of the ABC CORPS. 1 - 10 (said names  
fictitious, real names unknown),  
Defendants.

CASE NO. 3:12-cv-02625

RECEIVED

APR 28 2016

AT 8:30 \_\_\_\_\_ M  
WILLIAM T. WALSH  
CLERK

ORDER OF SETTLEMENT

This matter having come before the Court by Eric G. Kahn, co-counsel  
for the Plaintiff, the Estate of Tara O'Leary, by Administratrix ad  
Prosequendum, Colleen Winters; and Patrick Whalen, co-counsel for the  
Plaintiff, the Estate of Tara O'Leary by Administratrix ad Prosequendum,  
Eileen Devlin; and Kevin Terhune, attorney for the State of New Jersey,  
Department of Human Services, Division of Developmental Disabilities,

Jennifer Velez, Marion Fenwick, Marge Briegel, Kenneth Ritchley and Robert Harbold, and the attorneys for the parties having arrived at a settlement of the Plaintiff's claim between the Plaintiff and these Defendants on April 20, 2016; and a prior settlement having been reached with the Defendant, Arc of Hunterdon; and the Court being satisfied that the settlement amount is fair and reasonable and in the best interests of the parties:

IT IS on this 28<sup>th</sup> day of April, 2016, ORDERED and ADJUDGED that:

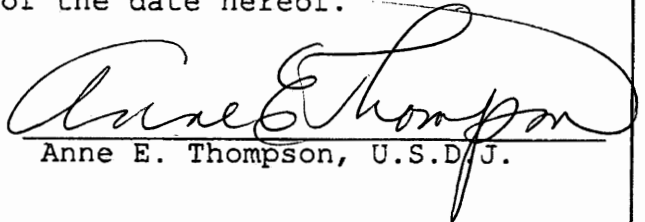
1. This matter is settled on behalf of the Estate of Tara O'Leary, in the gross amount of \$2,100,000.00 as to the State Defendants, \$75,000.00 as to the Defendant Arc of Hunterdon, and a Medicaid lien waiver by the State Defendants in the amount of \$42,102.36, for a total settlement of \$2,217,102.36.

2. The State of New Jersey shall forward 1 check in the amount of \$2,100,000.00 made payable to "Javerbaum Wurgaft Hicks Kahn Wikstrom & Sinins Trust Account".

3. The following deductions shall be made from this gross settlement:

a. \$650,183.47 to be paid to Plaintiffs' attorneys which reimburses \$68,185.72 for actual disbursements, costs and expenses and satisfies the attorneys' blended contingent fee of 27.083% totaling \$581,997.75.

4. The attorney for the Plaintiffs shall deliver a copy of this Order to all parties within 5 days of the date hereof.

  
Anne E. Thompson, U.S.D./J.